

**Docket Number:** T10-0121  
**Bench Date:** 12/7/11  
**Deadline:** N/A

**M E M O R A N D U M**

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**TO:** The Commission

**FROM:** Michael E. Stead, Rail Safety Program Administrator

**DATE:** November 23, 2011

**SUBJECT:** Illinois Railway, Incorporated, the Scott Township Highway Department, and the State of Illinois, Department of Transportation.

Supplemental Petition requesting an extension of time

**RECOMMENDATION:** Enter Order approving the Supplement Petition.

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On August 18, 2010, the Illinois Commerce Commission entered its original Order, subsequent to Stipulated Agreement 1482, in the above captioned matter. Illinois Railway (IR) was required and directed to install automatic flashing light signals and gates with a bell, controlled by constant warning time circuitry, at the Junction Road grade crossing near Holcomb, Ogle County. The original Order contained a division of cost among the parties and all work was to be completed on or before August 18, 2011.

On October 31, 2011, the Company filed its Supplemental Petition requesting that the Commission enter a Supplemental Order granting an extension of time to complete the work required of it, to and including July 30, 2012. The Supplement Petition claimed economic hardship as the cause for the delay.

On November 2, 2011, the Illinois Department of Transportation filed its Answer to the Supplemental Petition of the Company, stating that the Department has no objection to the Petitioner's request for an extension of time.

Staff has reviewed the Petition and found that an extension of time is necessary for the Company to complete the work required of it. Staff recommends that the Commission grant the Company an extension of time, to and including, July 30, 2012. I recommend entry of the attached Order.

Attachment  
JJV